

IN THE SUPREME COURT OF THE STATE OF DELAWARE

KEVIN EPPERSON,	§	
	§	No. 509, 2009
Defendant Below,	§	
Appellant,	§	Court Below—Superior Court
	§	of the State of Delaware in and
v.	§	for New Castle County
	§	
STATE OF DELAWARE,	§	
	§	
Plaintiff Below,	§	Cr. ID No. 9408009291
Appellee.	§	

Submitted: October 6, 2009

Decided: October 14, 2009

ORDER

This 14th day of October 2009, it appears to the Court that on September 23, 2009, the Clerk issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for the appellant's failure to file an amended notice of appeal as directed by the Senior Court Clerk's letter dated September 1, 2009. The appellant has failed to respond to the notice to show cause within the required ten-day period; therefore, dismissal of this appeal is deemed to be unopposed.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Supreme Court Rules 3(b)(2) and 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Carolyn Berger
Justice